

REMARKS

Pursuant to 37 CFR 41.33 (a) and MPEP § 1206, Applicants respectfully request entry and consideration of the present Amendment.

Claims 1-10, 13-22 and 35-37 are pending in the application.

Claims 8 and 35-36 have been amended to address formal matters.

Claims 35 and 36 have been amended to delete the term "calculating" for the term "measuring". Applicants respectfully submit that the term "measuring" is more consistent with the language used in the specification. For example, the term "measured" is explicitly recited in paragraph [0036] of the published application, whereas the terms "calculating" and "calculated" are not found in the specification. In view of the above, Applicants respectfully submit that the term "measuring" is better supported by the present disclosure. Applicants recently detected this discrepancy and respectfully request entry of the present Amendment so that this informality may be addressed.

Claim 8 is amended so that it is no longer a multiple dependent claim. Claim 8 is now solely dependent on claim 1.

Applicants respectfully submit that no new matter has been added to the disclosure.

Claims 1-10, 13-22 and 35-37 stand rejected under 35 USC §103(a) as allegedly being obvious BREIVIK in view of BORKAN et al.

Applicants respectfully submit that the proposed combination of BREIVIK in view of BORKAN fails to render obvious the claimed invention for the same reasons set forth

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in the amendment filed on May 18, 2009.

As the present Amendment only addresses formal matters, Applicants respectfully submit that the present amendment presents rejected claims 8 and 35-36 in better condition for appeal. Applicants respectfully request entry of the present amendment on that basis.

Applicants believe that no fee is necessary with this communication. However, if it is deemed that any fee is due, the Commissioner is hereby authorized to charge any additional fees associated with this communication, including any fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayments to **Deposit Account Number 02-0200**.

Respectfully submitted,

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